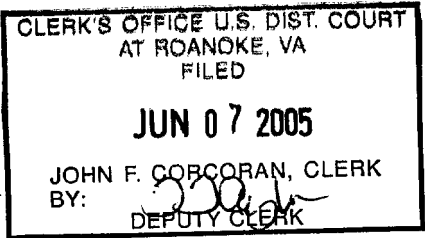


IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION



TONY J. BACON, #10321-084,  
Petitioner,

v.

UNITED STATES,  
Respondent.

) Civil Action No. 7:05-CV- 00340  
) Criminal Action No. 3:04-CR-00012  
)

) FINAL ORDER  
)

) By: Hon. Norman K. Moon  
) United States District Judge

In accordance with the accompanying opinion, it is hereby **ADJUDGED** and **ORDERED** that petitioner's motion to Vacate, Set Aside, or Correct Sentence, pursuant to 28 U.S.C. § 2255, shall be and is hereby **FILED** and **DISMISSED** and this case is stricken from the active docket of the court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to petitioner and to counsel for the respondent.

ENTER: This 7<sup>th</sup> day of June, 2005.

*Norman K. Moon*  
UNITED STATES DISTRICT JUDGE